IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 5710 of 1986

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE
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1.   Whether Reporters of Local Papers may be allowed
        to see the judgements?

2.   To be referred to the Reporter or not?

3.   Whether Their Lordships wish to see the fair copy
        of the judgement?

4.   Whether this case involves a substantial question
        of law as to the interpretation of the Constitution
        of India, 1950 of any Order made thereunder?

5.   Whether it is to be circulated to the Civil Judge?

DHANIBEN KHODABHAI PARMAR
Versus
DIRECTOR OF AYURVED AND HOMEOPATHIC SYSTEM

Appearance:
     None present for Petitioner
     MR KT DAVE for Respondents

CORAM : MR.JUSTICE S.K.KESHOTE
Date of decision: 13/02/98

ORAL JUDGEMENT
     1. The matter was called out for hearing in the
     first round then in the second round and lastly in the
     third round but none put appearance for the petitioner.
     Perused the special civil application and heard the
     learned counsel for the respondents.

     2. From the special civil application as well as the
     documents enclosed to it, I find that the respondents

have engaged the services of the petitioner on daily wages as and when the work was there. If we go by the details of the working of the petitioner, then the petitioner has worked on daily wages from time to time but it is not correct to say that she is continuously working from 8th October, 1976. It appears that the petitioner lastly worked for the period from 24th May, 1985 to 10th June, 1985. Earlier to that period also she worked for few days from time to time on daily wages.

3. By this special civil application, the petitioner is praying for direction to the respondents to absorb her in the regular service. She being only a daily wager, has not acquired any right to hold the post as well as to be absorbed in the regular services on the basis of her services rendered by her on daily wages from time to time.

4. In the result, this special civil application fails and the same is dismissed. Rule is discharged with no order as to costs.

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zgs/-